

FILED

IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE MIDDLE DISTRICT OF ALABAMA
EASTERN DIVISION

SEP 8 2005

UNITED STATES OF AMERICA)

v.)

LEVI MADDOX)

CLERK
U.S. DISTRICT COURT
MIDDLE DIST. OF ALA.

CR. NO. 3:05CR 226-F
[18 USC 922(g)(1)]

INDICTMENT

The Grand Jury charges:

COUNT 1

On or about August 26, 2004, in Lee County, within the Middle District of Alabama,

LEVI MADDOX,

defendant herein, having been convicted of the following felonies, all crimes punishable by imprisonment for a term exceeding one year under the laws of the State of Alabama, to-wit:

- 1) January 17, 2001, Burglary Third Degree, in the Circuit Court of Russell County, Alabama, CC 00-680;
- 2) January 14, 2003, Theft of Property First Degree, in the Circuit Court of Russell County, Alabama, CC 02-722;

did knowingly possess in and affecting commerce a firearm, to-wit: a Beretta, Model 21A , .22 caliber long rifle pistol, serial number BBS48533U. All in violation of Title 18, United States Code, Section 922(g)(1).

FORFEITURE ALLEGATION

A. Count 1 of this indictment is hereby repeated and incorporated herein by reference.

B. Upon conviction for the violation of Title 18, United States Code, Section 922(g)(1), as alleged in Count 1 of this indictment, the defendant,

LEVI MADDOX,

shall forfeit to the United States, pursuant to Title 18, United States Code, Section 924, and Title 28, United States Code, Section 2461(c), all firearms and ammunition involved in the commission of this offense, including but not limited to the following:

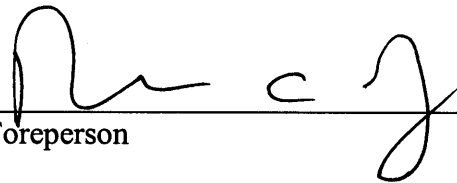
One Beretta, Model 21A .22 Caliber Long Rifle Pistol, Serial
Number BBS48533U.

C. If any of the property described in this forfeiture allegation, as a result of any act or omission of the defendant:

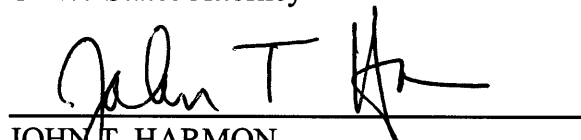
- (1) cannot be located upon the exercise of due diligence;
- (2) has been transferred, sold to, or deposited with a third person;
- (3) has been placed beyond the jurisdiction of the court;
- (4) has been substantially diminished in value; or,
- (5) has been commingled with other property which cannot be divided without difficulty, the United States, pursuant to Title 21, United States Code, Section 853, as incorporated by Title 28, United States Code, Section 2461(c), intends to seek an Order of this Court forfeiting any other property of said defendant up to the value of the property described in the above paragraphs.

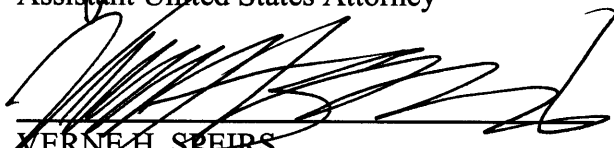
All in violation of Title 18, United States Code, Section 922.

A TRUE BILL:


Foreperson


LEURA GARRETT CANARY
United States Attorney


JOHN T. HARMON
Assistant United States Attorney


VERNE H. SPEIRS
Assistant United States Attorney